

Application No.: 10/719,278
Filing Date: 11/21/2003
Docket No.: PC26166

REMARKS

The Office action of June 30, 2006, has been carefully considered. Claims 1-28 have been allowed, claims 29-31 have been cancelled, and new claims 32-34 have been added. In view of the present Amendment and Response, favorable reconsideration is respectfully requested.

Applicants acknowledge with appreciation the allowance of claims 1-28. These claims have not been amended and thus remain allowable.

Claims 29-31 have been rejected under 35 U.S.C. § 101 as being directed to non-statutory subject matter. Claims 29-31 have further been rejected under 35 U.S.C. § 103(a) as being unpatentable over the admitted prior art. Claims 29-31 have been cancelled. These rejections are accordingly respectfully traversed.

Applicants thank the Examiner for the interview granted to their representative, Karen G. Horowitz, on August 17, 2006, during which the rejections of claims 29-31 were discussed. New claims 32-34 have been drafted in view of the interview to comply with the requirements of 35 U.S.C. §§ 101 and 103. Consideration of these new claims and allowance thereof accordingly are respectfully requested.

New claims 32-34 recite a "chart" and therefore, as discussed during the interview, are directed to an article of manufacture, which is statutory subject matter under 35 U.S.C. § 101. Accordingly, these new claims comply with the requirements of 35 U.S.C. § 101.

Moreover, new claims 32 and 33 are directed to a chart having a row of realistic-looking teeth corresponding to actual teeth, and a row of boxes adjacent the row of teeth. In the row of boxes, a set of three boxes corresponds to each realistic-looking tooth representation to represent the mid-surface, the mesial surface, and the distal surface of the actual tooth to which the realistic-looking tooth representation corresponds. Examples of such a chart are illustrated in Figures 2A and 2B. As discussed during the interview, none of the prior art of record shows or suggests a chart with realistic-looking representation of teeth and a corresponding row of boxes having a box configured to permit entry of indicia representing information relevant to the mid-surface, the mesial surface, and the distal surface of each tooth represented by the realistic-

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looking tooth representations, as recited in claims 32 and 33. Accordingly, claims 32 and 33 are patentable over the prior art of record.

New claim 34 is directed to a chart having a row of realistic looking teeth and corresponding gum tissue, with markings on the gum tissue representation delineating marginal gum tissue and papillae. The markings are configured to permit entry of indicia representing information relevant to marginal gum tissue separately from indicia representing information relevant to papillae at locations corresponding to the actual site at which the information is derived. Examples of such a chart are illustrated in Figures 3A and 3B. As discussed during the interview, none of the prior art of record shows or suggests a chart with a realistic-looking representation of gum tissue with markings on the gum tissue configured to permit entry of information relevant to the gum tissue, as recited in claim 34. Accordingly, claim 34 is patentable over the prior art of record.

The present application, as amended, is believed to be in condition for allowance, and a notice of allowability is accordingly respectfully requested. Should the Examiner have any questions or comments concerning the above, the Examiner is respectfully invited to contact the undersigned attorney at the number listed below.

Date

Respectfully submitted,

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